Docket No. HRT-0248

RECEIVE TECHNOLOGY CENTER RISTOR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sterman et al.

Serial No.: 09/902,523

Art Unit: 3738

Filed

: July 10, 2001

Examiner:

For

: Devices and Methods for Intracardiac Procedures

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

October 7, 2003
(Date of Deposit)

Brian S. Tomko (Name of applicant, assignee, or Registered Representative)

(Signature)

October 7, 2003

(Date of Signature)

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Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under

§1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required. In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with [] the first or Second After Final Submission, therefore: Statement in Accordance with §1.97(e) (attached); or П Please charge Deposit Account No. 10the fee of \$180.00 as set forth in / §1.17(p). In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of: Statement in Accordance with §1.97(e)

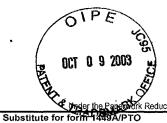
(attached); or

LJ	Please charge Deposit Account No. 10-
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	accordance with §1.97(d), this Information
	tatement is being filed after the mailing date of
either a Fin	al Action under §1.113 or a Notice of Allowance
under §1.31	1 but before the payment of the Issue Fee.
Applicant(s)	hereby petition(s) for consideration of this
Information :	Disclosure Statement. Included are: Statement in
Accordance w	ith §1.97(e) as set forth below and the fee of
\$180.00 as s	et forth in §1.17(p).
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	pies of each of the references listed on the
attached For	m PTO-1449 are enclosed herewith.
П со	pies of references listed on the attached Form PTO-
	losed herewith EXCEPT THAT:
	In view of the voluminous nature of references
	[list as appropriate], and the likelihood that
	these references are available to the Examiner,
	copies are not enclosed herewith.
	If any of the foregoing publications are not
Name of the Control o	available to the Examiner, Applicant will
	endeavor to supply copies at the Examiner's
	request.
П	Copies of references listed on the attached Form
PTO-1449 were	e previously cited by or submitted to the Patent
	k Office in prior application Serial No.
	filed September 25, 1998
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 \boxtimes There are no listed references which are not in the English language. The relevance of those listed references which are not in the English language is as follows: Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D. Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/HRT-0248/BST. This form is submitted in triplicate. Respectfully submitted, Brian S. Tomko Reg. No. 41349 Attorney for Applicants Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-1239 DATED: October 7, 2003



PTO/SB/08A (08-00) Approved for use through 10/31/2002. OMB 0651-0031
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary) Sheet 1 of 3

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Application Number	09/902,523
Filing Date	July 10, 2001
First Named Inventor	Wesley D. Sterman
Group Art Unit	3728
Examiner Name	
Attorney Docket Number	HRT-0248

	U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.1	U.S. Patent Doc	ument Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
1		5,041,130		Cosgrove et al.	8/20/91	
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FOREIGN PATENT DOCUMENTS Foreign Patent Document Date of Publication Pages, Columns, Lines, of Cited Document where relevant Name of Patentee or Cite Examiner passages or relevant mm-dd-yyyy Applicant of Cited Document Initials figures appear No.1 Office³ Number⁴ KindCode⁵

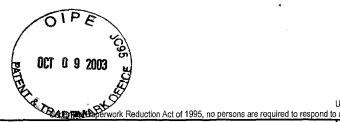
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١	Signature	Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. s Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary) Sheet 3 of 3

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Application Number	09/902,523			
Filing Date	July 10, 2001			
First Named Inventor	Wesley D. Sterman			
Group Art Unit	3728			
Examiner Name				
Attorney Docket Number	HRT-0248			

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner's Initials*	Cite No.1	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	τ²	
		AustralAsian Journal of Cardiac & Thoracic Surgery, Vol. 2, Nov. 1993, "Minimally Invasive Cardiac Surgery by Cardioscopy" (William S. Peters), St. Vincent's Hospital, Sydney, New South Wales, Australia		

Examiner	Date
Signature	Considered

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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